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10/506301

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ELI LILLY AND COMPANY

By

*YSRhoades*

Date

*12-13-04*

**PATENT APPLICATION**  
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants:	Gopalrathnam, <i>et al.</i>	)	Confirmation No.
		)	3398
Serial No.:	10/506,301	)	
		)	
International		)	
Filing Date:	February 27, 2003	)	
		)	
For:	Activated Protein C Formulations	)	
		)	
Docket No.:	X-15199	)	

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

Commissioner for Patents  
Mail Stop Missing Parts  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is in response to a "Notice to File Missing Parts of Application" dated October 12, 2004, noting the absence of a declaration from the papers filed with the above-identified application.

Enclosed herewith are: 1) a copy of the Notice and 2) a Declaration required under 37 C.F.R. 1.497(a). Also enclosed are: 1) a computer-readable copy of the Sequence Listing pursuant to 37 C.F.R. § 1.821(e); 2) a paper copy of the Sequence Listing pursuant to 37 C.F.R. § 1.821(c); 3) an affirmation pursuant to 37 C.F.R. § 1.821(f); and 4) a Preliminary Amendment amending the specification to include the sequence listing.

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Serial No. 10/506,301

-2-

Please charge Deposit Account No. 05-0840 in the amount of \$130 for the surcharge required by §1.16(e). The Commissioner is hereby authorized to charge any additional fees which may be required by this Response, or credit any overpayment, to Deposit Account No. 05-0840. An original and two copies of this paper are enclosed.

Respectfully submitted,



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Attorney for Applicants  
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Dec. 13, 2004



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
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U.S. APPLICATION NUMBER NO	FIRST NAMED APPLICANT	ATTY. DOCKET NO
10/506,301	Ganapathy Gopalrathnam	X-15199

25885  
ELI LILLY AND COMPANY  
PATENT DIVISION  
P.O. BOX 6288  
INDIANAPOLIS, IN 46206-6288

**RECEIVED**

OCT 14 2004

ELI LILLY & COMPANY, PATENT DEPT.

INTERNATIONAL APPLICATION NO.	
PCT/US03/05046	
LA. FILING DATE	PRIORITY DATE
02/27/2003	03/08/2002

CONFIRMATION NO. 3398

371 FORMALITIES LETTER



\*OC000000014055016\*

Date Mailed: 10/12/2004

*Due 12-12-2004*

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 09/01/2004
- Copy of the International Search Report filed on 09/01/2004
- Copy of IPE Report filed on 09/01/2004
- Preliminary Amendments filed on 09/01/2004
- Information Disclosure Statements filed on 09/01/2004
- U.S. Basic National Fees filed on 09/01/2004
- Assignment filed on 09/01/2004
- Priority Documents filed on 09/01/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- **\$130** Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Late oath or declaration Surcharge.

The following items **MUST** be furnished within the period set forth below:

- The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821-1.825 for the following reason(s):
  - This application does not contain a "Sequence Listing" as a separate part of the disclosure on paper copy or compact disc, as required by 37 CFR 1.821(c) and PCT Rule 5.2(a).
  - A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e) and PCT Rule 13ter.1(a)(ii).
  - APPLICANT MUST PROVIDE:
    - An initial or substitute computer readable form (CRF) of the "Sequence Listing."
    - An initial or substitute paper copy or compact disc of the "Sequence Listing," as well as an amendment directing its entry into the specification.
- For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact
  - For Rules Interpretation, call (703) 308-4216
  - To Purchase Patent Software, call (703) 306-2600
  - For Patent Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

Telephone: (703) 305-6421

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO	ATTY. DOCKET NO
10/506,301	PCT/US03/05046	X-15199

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